

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

COMMISSION RECEIVABLES FUND
1, LLC, a Nebraska Limited Liability
Company,

Plaintiff,

V.

TOMMIE E. MCILWAIN SR., and
SENIORS CHOICE INSURANCE
GROUP, INC., an Agency,

Defendants.

8:11CV131

MEMORANDUM AND ORDER

Before the court is the Findings and Recommendation of United States Magistrate Judge Thomas D. Thalken, Filing No. [16](#). No objection has been filed to the Findings and Recommendation. Pursuant to NECivR 72.2 and [28 U.S.C. § 636\(b\)\(1\)\(C\)](#), the court has conducted a de novo review of the record and adopts the Findings and Recommendation in its entirety.

THEREFORE, IT IS HEREBY ORDERED that:

1. The Findings and Recommendation, Filing No. [16](#), is adopted in its entirety.
2. The defendants' Motion to Remand, Filing No. [7](#), is denied.

DATED this 8th day of August, 2011.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge

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